

OCT 04 2004



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FAX

To: Mr. Vincent Butler

From: Jeannie Miranda

Fax: 703-872-9306

Pages: 6 (incl. cover)

Phone: 703-306-5520

Date: October 4, 2004

Re: SN 10/090,489 (Attorney Docket
5681-14000)

Phone: (512) 853-8821

● Comments:

Mr. Butler:

Following are the 1) Response to Notice of Improper Request for Continued Examination (RCE); 2) Request For Continued Examination Request Transmittal; and 3) copy of the Notice of Improper Request for Continued Examination (RCE).

Please let us know if you have any questions or need further information.


THIS FACSIMILE TRANSMITTAL AND THE DOCUMENTS ACCOMPANYING THIS FACSIMILE TRANSMITTAL CONTAIN CONFIDENTIAL INFORMATION INTENDED ONLY FOR THE USE OF THE INDIVIDUAL NAMED ABOVE. IF YOU ARE NOT THE INTENDED RECIPIENT YOU ARE NOTIFIED THAT THIS COMMUNICATION MAY BE SUBJECT TO THE ATTORNEY-CLIENT OR WORK-PRODUCT PRIVILEGE AND THAT THE DISSEMINATION, DISTRIBUTION OR COPYING OF THIS COMMUNICATION IS STRICTLY PROHIBITED. IF YOU HAVE RECEIVED THIS COMMUNICATION IN ERROR, PLEASE IMMEDIATELY NOTIFY US BY TELEPHONE (COLLECT) TO ARRANGE FOR RETURN OF THE DOCUMENTS. RECEIPT BY ANYONE OTHER THAN THE INTENDED RECIPIENT IS NOT A WAIVER OF ANY ATTORNEY-CLIENT OR WORK-PRODUCT PRIVILEGE.

Please address all correspondence in connection with this application to:

Jeffrey C. Hood
Meyertons Hood Kivlin Kowert & Goetzcl, P.C.
P.O. Box 398
Austin, TX 78767-0398
Ph: (512) 853-8800

A fee authorization in the amount of \$790.00 is contained within the Request For Continued Examination Request Transmittal. If any extensions of time (under 37 C.F.R. § 1.136) are necessary to prevent the above referenced application(s) from becoming abandoned, Applicant(s) hereby petition for such extensions. If any fees are due, the Commissioner is authorized to charge said fees to Meyertons Hood Kivlin Kowert & Goetzcl, P.C. Deposit Account No. 50-1505/5681-14000/JCH.

Respectfully submitted,



Mark K. Brightwell
Reg. No. 47,446
AGENT FOR APPLICANT(S)

Meyertons Hood Kivlin Kowert & Goetzcl, P.C.
P.O. Box 398
Austin, Texas 78767-0398
Ph: (512) 853-8800
Date: October 4, 2004

FAX NO.

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P. 04

OCT 04 2004

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application. No:	10/090,489
Filed:	March 4, 2002
Inventor(s):	Ranjit S. Oberoi, Michael G. Lavelle, Anthony S. Ramirez & Brian D. Fumberling
Title:	SLICE BLEND EXTENSION FOR ACCUMULATION BUFFERING

המחיר הנמוך ביותר

Examiner:	Lee, Hwa C.
Group/Art Unit:	2672
Atty. Dkt. No:	5681-14000

I hereby certify that this correspondence is being sent via facsimile 703-872-9306, on the date indicated below.

Mark K. Brightwell

October 4, 2004
Date

Signature _____

REQUEST FOR CONTINUED EXAMINATION
REQUEST TRANSMITTAL

(under 37 CFR § 1.114)

This is a request for continued examination under 37 C.F.R. § 1.114 of application number 10/090,489, filed on March 4, 2002, entitled SLICE BLEND EXTENSION FOR ACCUMULATION BUFFERING,	
Inventors(s):	Ranjit S. Oberoi, Michael G. Javelle, Anthony S. Ramirez & Brian D. Emberling
Examiner:	Lee, Hwa C. Group/Art Unit: 2672
Assignee:	Sun Microsystems, Inc. Recorded at Reel 012997, Frame 0536
Correspondence Address in Prior Application:	Jeffrey C. Hood Conley, Rose, & Tayan, P.C. P.O. Box 398 Austin, TX 78767-0398

Application Elements

1. Filing Fee Amount \$790.00
☐ A Fee Authorization is enclosed.
☒ The Commissioner is hereby authorized to charge the RCL fee required under 37 C.F.R. § 1.17(c) or credit any overpayment to Meyertons, Hood, Kivlin, Kowert & Goetzel PC, Deposit Account No. 50-1505/5681-14000/JCH.
2. ☐ Information Disclosure Statement (IDS)
☐ Copies of IDS Citations
3. Amendments
☐ A preliminary amendment is enclosed.
☒ Enter the unentered amendment previously filed on June 8, 2004 under 37 C.F.R. § 1.116.
☐ An amendment and response are attached hereto.
☐ Please consider the arguments in the response filed on _____ under 37 C.F.R. § 1.116.
☐ Please consider the arguments in the Appeal Brief or Reply Brief filed on _____.
4. ☐ Please enter the enclosed affidavits or declarations.
5. ☒ Return Receipt Postcard
6. ☐ Other: _____

☒ New Correspondence address

Jeffrey C. Hood
Meyertons, Hood, Kivlin, Kowert & Goetzel
P.O. Box 398
Austin, Texas 78767-0398
Phone: (512) 853-8800 Fax: (512) 853-8801

If any extensions of time (under 37 C.F.R. § 1.136) are necessary to prevent the above referenced application(s) from becoming abandoned, Applicant(s) hereby petition for such extensions.

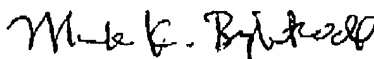
The Commissioner is hereby authorized to charge any fees which may be required or credit any overpayment to Meyertons, Hood, Kivlin, Kowert & Goetzel PC, Deposit Account No. 50-1505/5681-14000/JCH.

Signature

Name

Registration No.

Date



Mark K. Brightwell

47,446

October 4, 2004



Commissioner for Patents
United States Patent and Trademark Office
P.O. Box 1450
Alexandria, VA 22313-1450
www.uspto.gov

APPLICATION NUMBER

FILING DATE

FIRST NAMED APPLICANT

ATTY DOCKET NO./TITLE

DATE MAILED: 9-10-04

NOTICE OF IMPROPER REQUEST FOR CONTINUED EXAMINATION (RCE)

The request for continued examination (RCE) under 37 CFR 1.114 filed on 7-19-04 is improper for reason(s) indicated below:

- ☐ 1. Continued examination under 37 CFR 1.114 does not apply to an application for a design patent. Applicant may wish to consider filing a continuing application under 37 CFR 1.53(b) or a CPA under 37 CFR 1.53(d). An RCE cannot be treated as a CPA.
- ☐ 2. Continued examination under 37 CFR 1.114 does not apply to an application that was filed before June 8, 1995. Applicant may wish to consider filing a continuing application under 37 CFR 1.53(b).
- ☐ 3. Continued examination under 37 CFR 1.114 does not apply to an application unless prosecution in the application is closed. If the RCE was accompanied by a reply to a non-final Office action, the reply will be entered and considered under 37 CFR 1.111. If the RCE was not accompanied by a reply, the time period set forth in the last Office action continues to run from the mailing date of that action.
- ☐ 4. The request was not filed before payment of the issue fee, and no petition under 37 CFR 1.313 was granted. If this application has not yet issued as a patent, applicant may wish to consider filing either a petition under 37 CFR 1.313 to withdraw this application from issue, or a continuing application under 37 CFR 1.53(b).
- ☐ 5. The request was not filed before abandonment of the application. The application was abandoned, or proceedings terminated on _____. Applicant may wish to consider filing a petition under 37 CFR 1.137 to revive this abandoned application.
- ☐ 6. The request was not accompanied by the fee set forth in 37 CFR 1.17(e) as required by 37 CFR 1.114. Since the application is not under appeal, the time period set forth in the final Office action or notice of allowance continues to run from the mailing date of that action or notice.
- ☐ 7. The request was not accompanied by a submission as required by 37 CFR 1.114. Since the application is not under appeal, the time period set forth in the final Office action or notice of allowance continues to run from the mailing date of that action or notice.
- ☒ 8. OTHER Signature Missing

Note: A continued prosecution application (CPA) under 37 CFR 1.53(d) cannot be filed in a utility or plant application. A CPA filed in a utility or plant application that has a filing date on or after June 8, 1995 will be treated as an RCE under 37 CFR 1.114. The request for a CPA in the instant application, however, has been treated as an improper RCE for the reason(s) indicated above.

A copy of this notice MUST be returned with any reply.

Direct the reply and any questions concerning this notice to:

Vincent Butler, Technology Center 2600

(703) 30 6 - 5520

FORM PTO-2051 (Rev. 7/2003)